

To: Flanagan, Sarah[Flanagan.Sarah@epa.gov]
Cc: Mack, Karyllan Dodson[Karyllan.Mack@klgates.com]; Vaughn, Stephanie[Vaughn.Stephania@epa.gov]; 'stephanie.roche@usbank.com'[stephanie.roche@usbank.com]
From: Monsen, Dawn M.
Sent: Wed 2/6/2013 7:25:22 PM
Subject: RE: FW: LPRSA - Performance Guarantee
[ATT00001.jpg](#)

Sarah,

Thanks. We will forward you the executed agreement tomorrow when Bill Hyatt is available to sign. We also pre-paid \$2 million into the RI/FS Trust on February 1, so the balance in the Trust should be approximately \$2.6 million. You should be receiving a formal confirmation letter from de maximis, but US Bank confirmed with us that the wire was received and deposited on Friday. Accordingly, we intend to send you a round of RI/FS invoices to review later today (note, the claim certificates will all be dated today). Please let us know if you have any questions.

Dawn

From: Flanagan.Sarah@epamail.epa.gov [mailto:Flanagan.Sarah@epamail.epa.gov]
Sent: Tuesday, February 05, 2013 10:16 AM
To: Monsen, Dawn M.
Cc: Mack, Karyllan Dodson; Vaughn.Stephania@epamail.epa.gov; 'stephanie.roche@usbank.com'
Subject: Re: FW: LPRSA - Performance Guarantee

Dawn,

Thanks. I confirm this is consistent with my understanding and as far as EPA is concerned, you can move forward with executing.

Regards
Sarah

Sarah P. Flanagan
Office of Regional Counsel, NJ Superfund Branch
USEPA, Region 2
290 Broadway, 17th Floor
New York, NY 10007
Tel: 212-637-3136
Fax: 212-637-3096

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From: "Monsen, Dawn M." <dawn.monsen@klgates.com>

To: Sarah Flanagan/R2/USEPA/US@EPA
Cc: Stephanie Vaughn/R2/USEPA/US@EPA, "Mack, Karyllan Dodson" <Karyllan.Mack@klgates.com>, "stephanie.roche@usbank.com" <stephanie.roche@usbank.com>
Date: 02/05/2013 09:37 AM
Subject: FW: LPRSA - Performance Guarantee

Sarah,

In follow-up to your discussion with Karyllan yesterday, we withdraw the proposal to amend Appendix A to the Trust Agreement at this time. As such, attached is the revised Fifth Amendment to Trust Agreement (in clean and redline reflecting this change) that we will move forward with executing. US Bank has asked that we confirm this change with you via e-mail before they sign the Amendment. Therefore, assuming this is consistent with your understanding, can you please confirm the same?

Thanks,
Dawn

From: Flanagan.Sarah@epamail.epa.gov [<mailto:Flanagan.Sarah@epamail.epa.gov>]
Sent: Tuesday, January 15, 2013 5:49 PM
To: Monsen, Dawn M.
Cc: Mack, Karyllan Dodson; Vaughn.Stephannie@epamail.epa.gov; Hyatt, Jr., William
Subject: Re: LPRSA - Performance Guarantee

Dawn,

Thank you. Attached is EPA's letter approving the revised Performance Guarantee.

Sarah P. Flanagan
Office of Regional Counsel, NJ Superfund Branch
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From: "Monsen, Dawn M." <dawn.monsen@klgates.com>
To: Stephanie Vaughn/R2/USEPA/US@EPA, Sarah Flanagan/R2/USEPA/US@EPA
Cc: "Hyatt, Jr., William" <william.hyatt@klgates.com>, "Mack, Karyllan Dodson" <Karyllan.Mack@klgates.com>, "Monsen, Dawn M." <dawn.monsen@klgates.com>
Date: 01/09/2013 05:04 PM
Subject: LPRSA - Performance Guarantee

Stephanie and Sarah,

Attached please find the CPG's proposal for a revised Performance Guarantee for the RI/FS Trust.
Please let us know if you have any questions.

Thanks,
Dawn

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[attachment "NW-#424051-v1-LPRSA_Proposal_Revised_Performance_Guarantee_RI_FS_Trust.PDF" deleted by Sarah Flanagan/R2/USEPA/US] [attachment "NW-#424002-v3-Fifth_Amendment_to_Trust_Agreement.docx" deleted by Sarah Flanagan/R2/USEPA/US] [attachment "Redline - Fifth Amendment to Trust Agreement-424002V2 and Fifth Amendment to Trust Agreement-424002V3.doc" deleted by Sarah Flanagan/R2/USEPA/US]